

SUBJECT: NON-RESIDENT STUDENTS

Non-resident families who wish to enroll children in the Allegany Limestone Central School District must submit a request in writing before April 1 of the preceding school year to the Superintendent. The Superintendent will review these requests and make recommendations regarding non-resident student admission to the Board. The Board has final authority to approve or deny these requests.

Non-resident student enrollment requests will only be considered where:

- a) The non-resident student will be permitted in the Allegany Limestone District only if, in the judgment of the Superintendent of Schools: the non-resident student is, and continues during the enrollment period, to be in good standing in their academics, attendance and behavior.

A student will not be in good standing if they are:

- 1. Failing one or more classes in one marking period, or*
- 2. Unexcused absent or late more than 6 days in one 10-week duration, or*
- 3. Engaged in multiple infractions or serious offenses, as per principal's discretion.*

- b) There is sufficient space to accommodate the non-resident student;
- c) No increase in the size of faculty or staff will be necessary; and
- d) Admittance will not result in the establishment of a new section.

In making determinations regarding the admittance of non-resident students, the District will not discriminate on the basis of race, color, religion, national origin, sex, sexual orientation, age, disability, or other legally protected category.

In the event a non-resident student is permitted to attend the District's schools, his or her attendance will be subject to the following conditions:

- a) Parents or guardians must work out transfer conditions with the home school district or provide their own transportation;
- b) All rules and regulations in effect for District students will be applicable to non-District students; and
- c) Tuition may be charged to families of non-resident students in accordance with formulas approved by the State Education Department.

(Continued)

SUBJECT: NON-RESIDENT STUDENTS (Cont'd.)**Tuition-Paying Students**Future Students

Students whose families have signed a contract to buy or build a residence in the District may be enrolled for the semester in which they expect to become residents. Non-resident tuition will be charged, payable in advance, with an adjustment to be made when the family becomes a resident in the District.

Other Non-resident Students

Non-resident students other than those affected by the above provisions may be accepted as tuition-paying students at the discretion of the Board of Education on an annual basis provided the general conditions listed above are met. Requests should be submitted to the Superintendent.

Non-Tuition Students

Students who are not District residents will be permitted to attend the District's schools without payment of tuition in the following limited circumstances:

- a) Students of any grade who move from the District during the school year may be given permission to finish the semester in which the move occurs.
- b) Students who move from the District after completion of the first semester of the year preceding their anticipated graduation year may be given permission to remain in the District until graduation.
- c) Non-resident students who have a parent or legal guardian employed by the District may be given permission to attend the Allegany Limestone Central School District during the period of employment in accordance with a)-d) above.

Foreign Exchange Students

Foreign students participating in a recognized Student Exchange Program may attend District schools without payment of tuition.

Reservation of Claims

Should a material misstatement of fact be made and relied upon by any administrator or the Board in admitting a non-resident student without tuition, the Board will be entitled to recover the cost of instruction for the time the student was not authorized to attend a school in the District from the person having made the misstatement or from a person in parental relation to the student.

Tuition Fees

Where applicable, tuition fees are computed according to a formula established by the Commissioner of Education.

(Continued)

Students

SUBJECT: NON-RESIDENT STUDENTS (Cont'd.)

Tuition of individual non-resident students will be computed in advance at the time of enrollment. Methods of payment (e.g., monthly) may be arranged in the District Office and approved by the Superintendent. Non-resident student status is contingent upon timely payment of tuition fees as established by the Board.

Legal Residence

Parents who maintain more than one residence, but whose legal residence for the purposes of voting or filing income tax is within the District, are eligible to send their children to District schools. However, school tax payments of non-residents who own assessable property in the District will be deducted from any tuition charges levied against the non-resident.

Education Law §§ 1709(13) and 3202
8 NYCRR § 174.2

NOTE: Refer also to Policies #7130 -- Entitlement to Attend -- Age and Residency
#7131 -- Education of Students in Temporary Housing

Adoption Date 10/11/22